



US Army Corps
of Engineers
Memphis District

Public Notice

REPLY TO ATTN: Tom Skelton
U.S. Army Corps of Engineers
167 North Main Street, Room B-202
Memphis, Tennessee 38103-1894
Telephone: (901) 544-3468
Fax (901) 544-3266
EMail: James.T.Skelton@usace.army.mil

PUBLIC NOTICE NO:
MVM-2008-057(ts)

PUBLIC NOTICE DATE:
October 10, 2008

EXPIRATION DATE:
November 10, 2008

POSTMASTER PLEASE POST UNTIL:

Public Notice Corps of Engineers

AUTHORITY: Pursuant to 33 CFR 325, as published in the Federal Register dated November 13, 1986, this notice announces an application submitted for a Department of the Army permit under Section 404 of the Clean Water Act.

APPLICANT: Ed Haley
Town of Arlington
11719 Memphis-Arlington Road
Arlington, Tennessee 38002
(901) 867-4980

AGENT: Timothy E. Brophy
Brophy-Heineke & Associates, Inc.
2978 Shelby Street
Bartlett, Tennessee 38134-4538
(901) 373-3289

LOCATION: The project is located north of the present terminus of Milton Wilson Road and extends northwest for approximately 580 linear feet to U.S. Highway 70 in Arlington, Shelby County, Tennessee at approximate latitude 35.304119 and longitude -89.647038 on the Arlington 7.5 minute quadrangle map.

PURPOSE: The purpose of the project is to extend Milton Wilson Road from its present terminus to U.S. Highway 70 to provide a safe roadway to carry present and future traffic flows.

DESCRIPTION OF WORK: The applicant proposes to construct 580 linear feet of Milton Wilson Road along new alignment and an intersection with turning lanes at U.S. Highway 70. The project will impact approximately 0.67 acres of jurisdictional wetlands located along the north and south sides of Highway 70 and within the Loosahatchie River floodplain. The wetlands are dominated by blunt spikerush, floating primrose willow, Carolina foxtail, and sesbania. The applicant proposes to mitigate for wetland losses off site with 2.68 acres of bottomland hardwoods to be planted within an abandoned sewage lagoon located approximately 1 mile to the northwest of the project area, as indicated on the attached map.

WATER QUALITY CERTIFICATION: The applicant should contact the Tennessee Department of Environment and Conservation, Division of Water Pollution Control (TDEC) at (615) 532-0713 or TDEC, 7th Floor L. & C. Annex Building, 401 Church Street, Nashville, Tennessee 37243-1534 and request water quality certification. This certification or evidence of this water quality certification or waiver of the right to certify must be submitted prior to issuance of a Corps of Engineers permit. The Department will consider all relative comments in the decision to grant or deny water quality certification for the proposed activity. The Corps of Engineers' evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, EPA, under authority of Section 404(b) of the Clean Water Act.

ENDANGERED SPECIES: No endangered or threatened species, or their critical habitat, are known to exist in the project area. This application is being coordinated with the U.S. Fish and Wildlife Service. Any comments they may have regarding endangered or threatened wildlife or plants, or their critical habitat, will be considered in our evaluation of the described work.

CULTURAL RESOURCES: The Memphis District will evaluate information provided by the State Historic Preservation Office, Federally-recognized Tribes, and the public in response to this public notice and we may conduct, or require a survey of the project area. A preliminary in-house records search indicated no sites have been recorded within the project area. However, the lack of recorded sites may be due to lack of cultural surveys around the project area.

FLOOD PLAIN: In accordance with 44 CFR Part 60 (Flood Plain Management and Use), participating communities are required to review all proposed development to determine if a flood plain development permit is required. Flood plain administrators should review the proposed public notice and apprise this office of any flood plain development permit requirements.

PUBLIC INTEREST REVIEW: The purpose of this public notice is to advise all interested parties of the activities for which a permit is sought and to solicit comments and information necessary to evaluate the probable impact on the public interest.

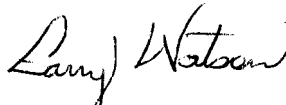
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Federally-recognized Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reason for holding a public hearing. The District Engineer will determine if the issues raised are substantial and whether a hearing is needed for making a decision.

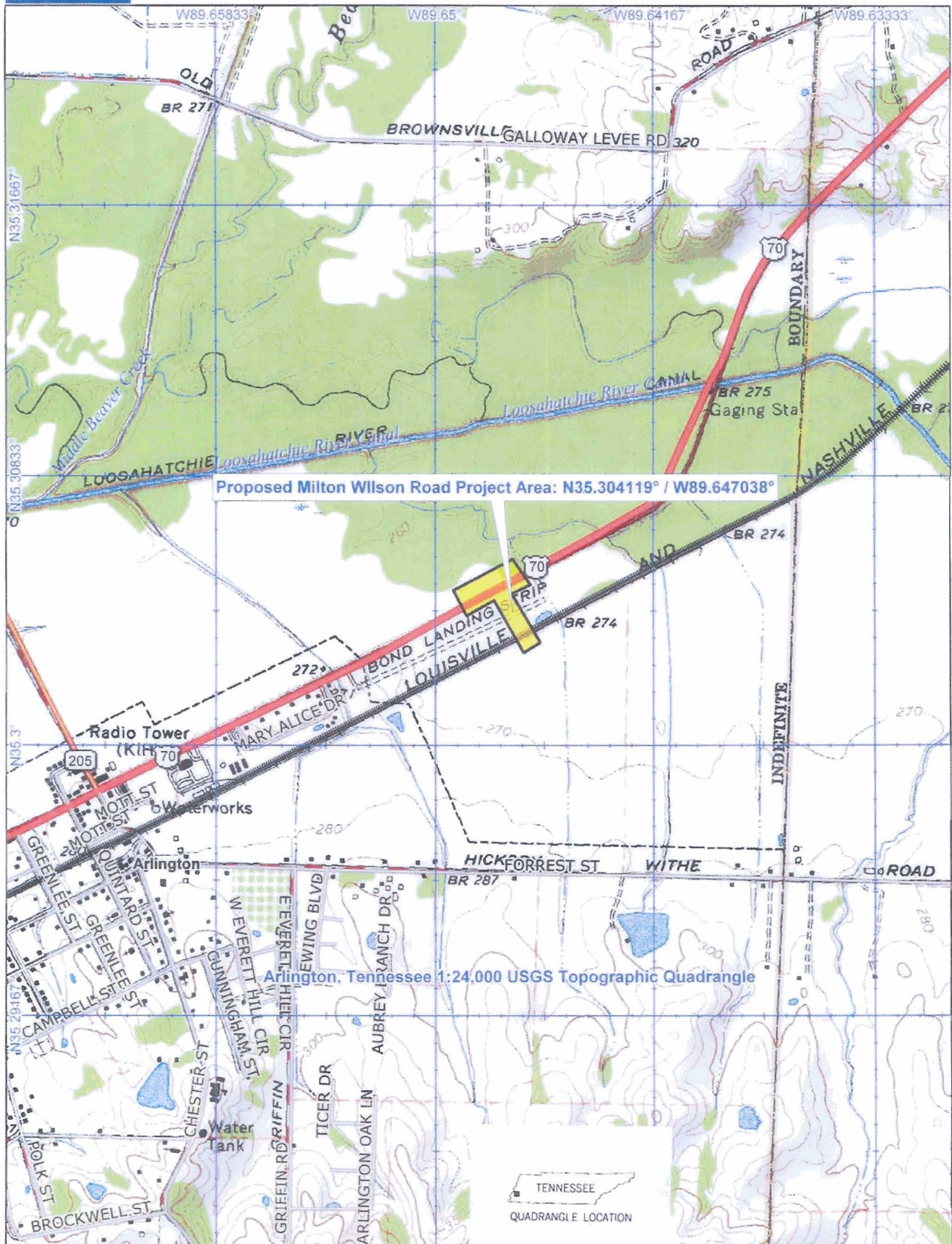
COMMENTS OR REQUEST FOR ADDITIONAL INFORMATION: If you wish to obtain additional information or to submit comments on the application, please contact Tom Skelton at the U.S. Army Corps of Engineers, 167 North Main Street, Room B-202, Memphis, Tennessee 38103-1894, telephone (901) 544-3468. Copies of all comments, including the names and address of commenters, may be provided to the applicant for consideration and response prior to a decision by the Corps.

Comments should be received by November 10, 2008.



Larry D. Watson
Chief
Regulatory Branch

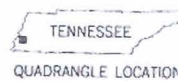
Attachments



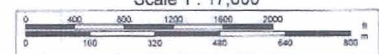
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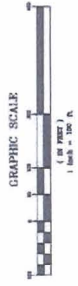
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Scale 1:17,600



1" = 1,466.7 ft Data Zoom 13-0



Impacted Wetlands: Total 0.67-acre

WETLAND AREA: 38,668 S.F.

WETLAND AREA: 20,851 S.F.

U.S. HIGHWAY NO. 70

WETLAND AREA: 8,489 S.F.

WETLAND AREA: 45,047 S.F.

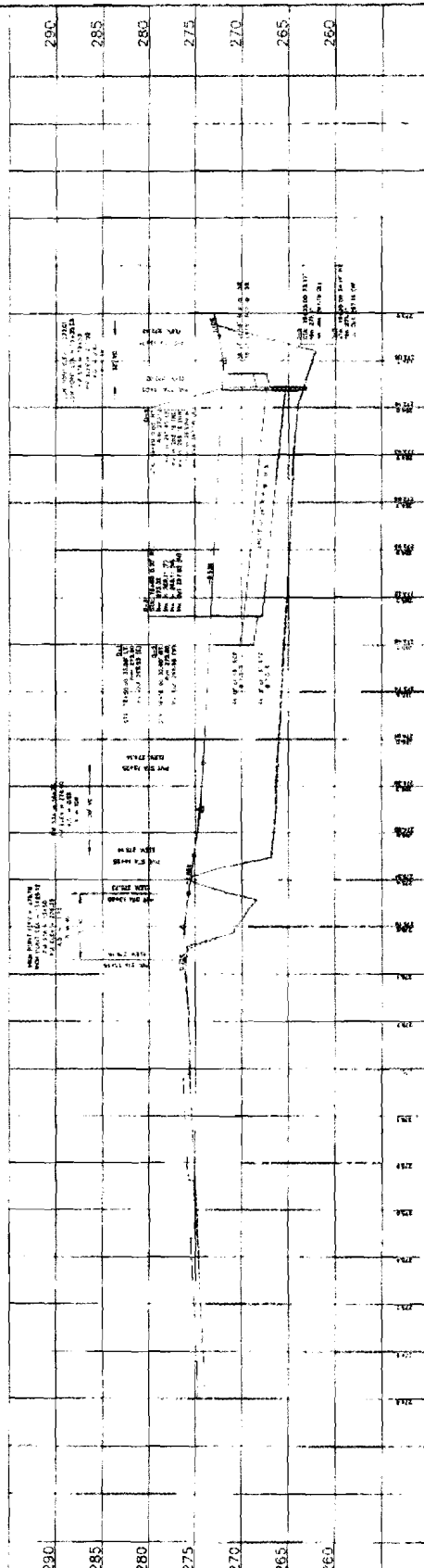
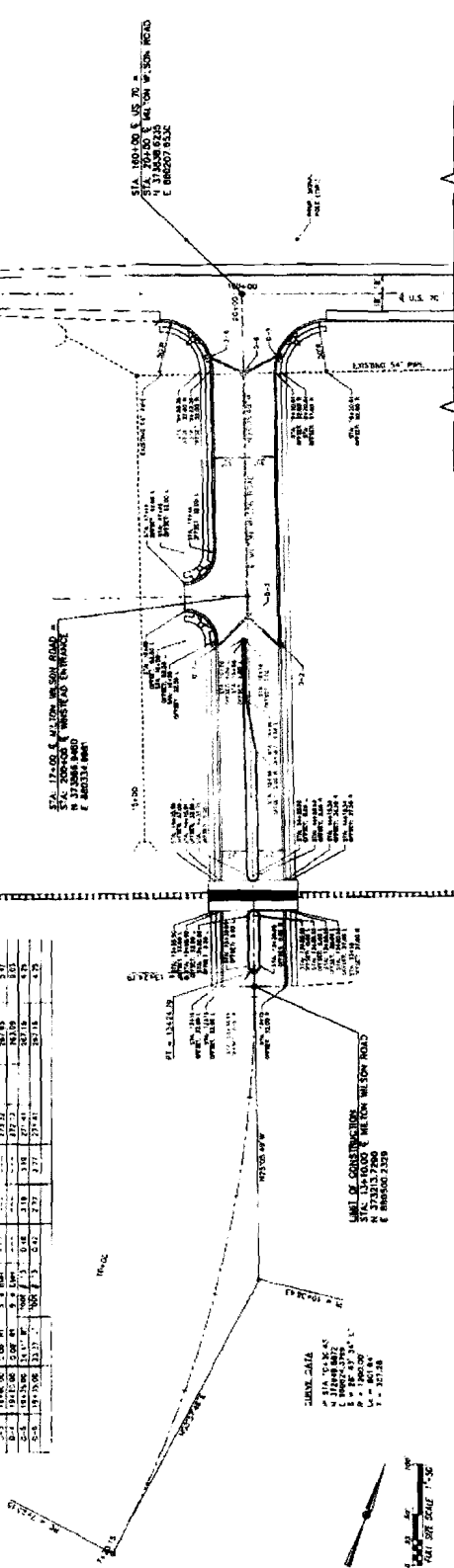
E & N RAILROAD
(100' R.O.W.)

SUTTER LAKE

MILTON WILSON BLVD.
(64' R.O.W.)

ADDITIONAL
PAGE 2

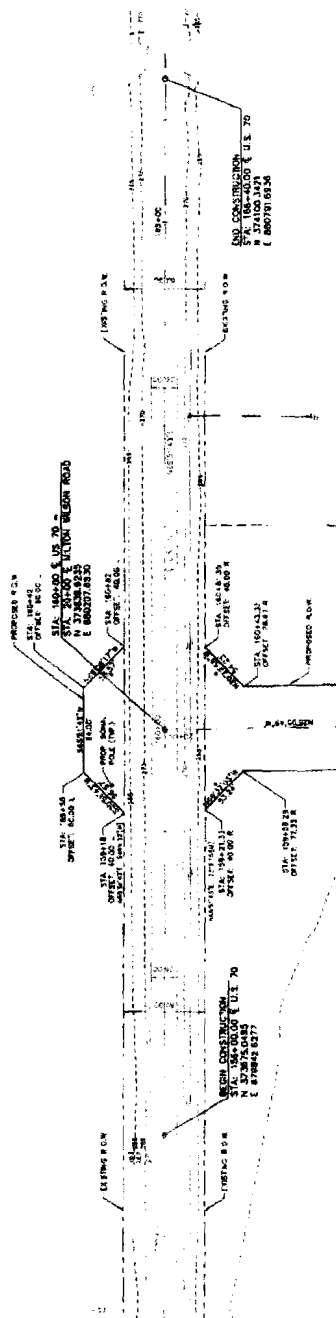
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SHEET 1A OF 2
 DIVISION OF PUBLIC WORKS
PROPOSED LAYOUT
 MILTON WILSON ROAD
 TOWN OF ARLINGTON
 DRAWN BY J. J. JONES
 CHECKED BY J. J. JONES
 DATE 10/1/50

APPROVED
 BY
 DATE
 FOR THE TOWN OF ARLINGTON
 ENGINEER KENNETH E. ASSOCIATES, INC.



- PRELIMINARY.
NOT FOR CONSTRUCTION

FOR CONSTRUCTION

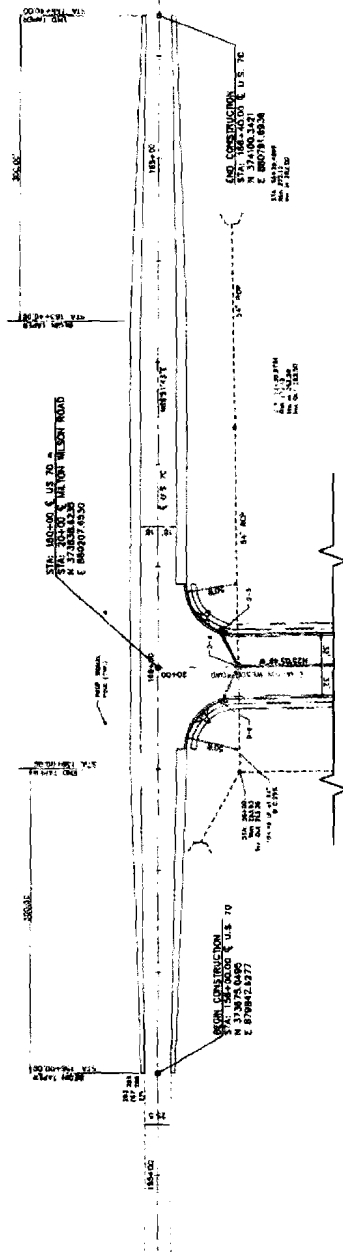
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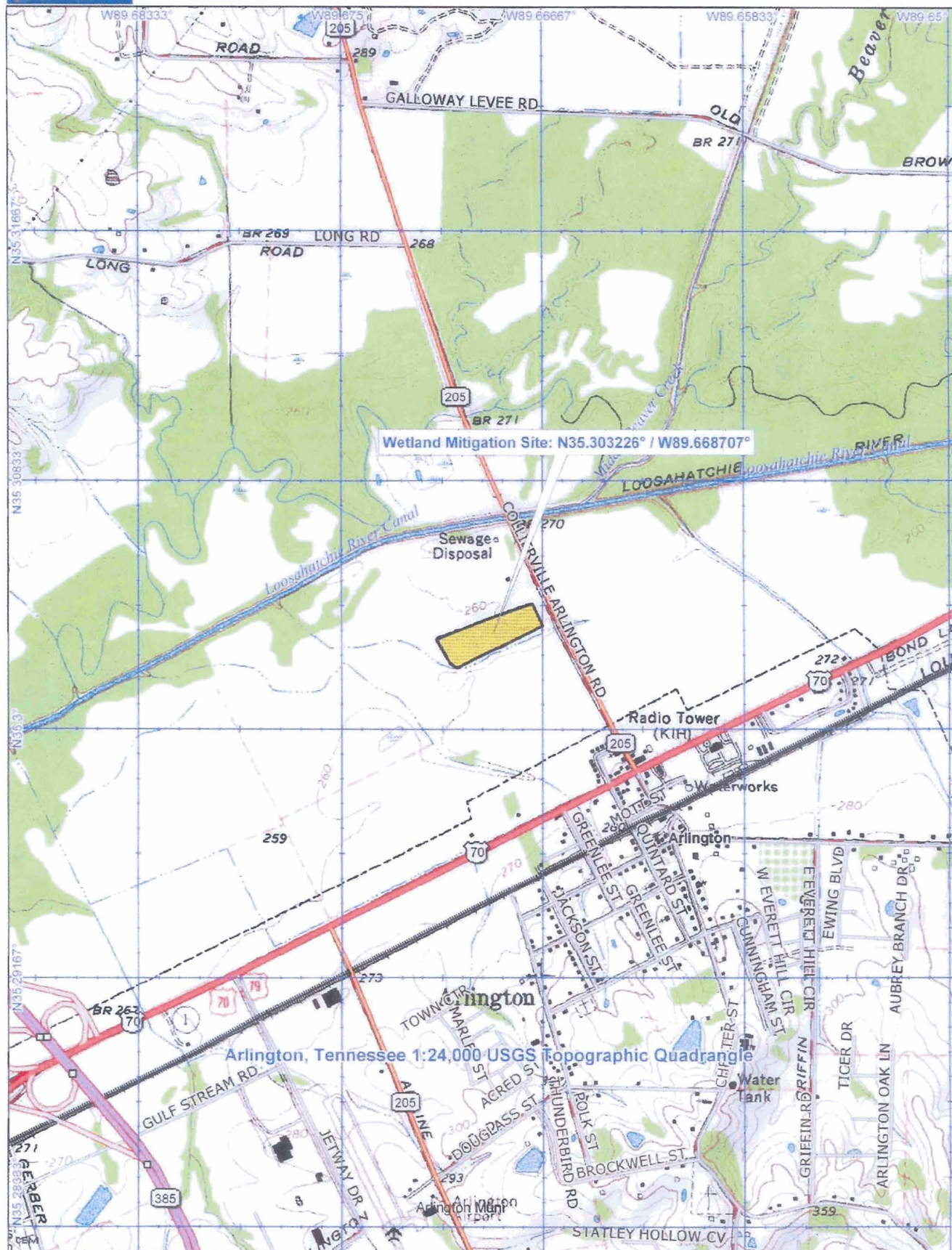
PRESENT LAYOUT

APPL. METS. 1974, 14, 499-507

$$\frac{dA}{dt} = \frac{dA}{dV} \cdot \frac{dV}{dt}$$

by





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